



SHARON KELLER
PRESIDING JUDGE

LAWRENCE E. MEYERS
TOM PRICE
PAUL WOMACK
CHERYL JOHNSON
MIKE KEASLER
BARBARA P. HERVEY
CATHY COCHRAN
ELSA ALCALA
JUDGES

COURT OF CRIMINAL APPEALS
P.O. BOX 12308, CAPITOL STATION
AUSTIN, TEXAS 78711

LOUISE PEARSON
CLERK
512-463-1551

SIAN R. SCHILHAB
GENERAL COUNSEL
512-463-1597

August 1, 2012

Presiding Judge
194th District Court
133 N. Industrial, LB 26
Dallas, TX 75207

Re: Wesley Lynn Ruiz
AP-75,968

Dear Judge:

Enclosed herein is an order entered by this Court regarding the above-referenced applicant.

Thank you for your assistance in this matter. Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sian R. Schilhab', is written over a horizontal line.

Sian R. Schilhab
General Counsel

cc: District Attorney
Dallas County
133 N. Industrial
Dallas, TX 75207

Douglas H. Parks
Attorney at Law
321 Calm Water Lane
Holly Lake Ranch, TX 75765

Lydia M. V. Brandt
Attorney at Law
P. O. Box 850843
Richardson, TX 75085



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. WR-78,129-01

EX PARTE WESLEY LYNN RUIZ

ON APPLICATION FOR POST-CONVICTION WRIT OF HABEAS CORPUS
CAUSE NO. F-07-50318-M IN THE 194TH DISTRICT COURT
DALLAS COUNTY

Per Curiam.

ORDER

In July 2008, a jury found applicant guilty of the offense of capital murder. The jury answered the statutory punishment questions in such a way that the trial court set applicant's punishment at death. On July 26, 2010, the State filed in this Court its brief on applicant's direct appeal. Pursuant to Article 11.071 §§ 4(a) and (b)¹, applicant's

¹ Unless otherwise indicated all references to Articles refer to the Code of Criminal Procedure.

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initial application for a writ of habeas corpus was due to be filed in the trial court on or before December 8, 2010, assuming a motion for extension was timely filed and granted. It has been eighteen months since the application was due in the trial court. Accordingly, we order the trial court to resolve any remaining issues within 90 days from the date of this order. The clerk shall then transmit the complete writ record to this Court within 120 days from the date of this order. Any extensions of time shall be obtained from this Court.

IT IS SO ORDERED THIS THE 1ST DAY OF AUGUST, 2012.

Do Not Publish



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May 1, 2012

*5/2/12
Christine J. West
said we should be
getting something soon.*

Presiding Judge
194th District Court
133 N. Industrial, LB 26
Dallas, TX 75207

Re: Wesley Lynn Ruiz
AP-75,968

Dear Judge:

Wesley Lynn Ruiz was convicted of capital murder and received a death sentence in your court. The Court of Criminal Appeals affirmed the conviction on March 2, 2011. The Court has asked me to inquire as to the status of any post-conviction proceedings in the case and to request a response from you within thirty days of the date of this letter.

Thank you for your assistance in this matter. Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sian R. Schilhab', is written over a horizontal line.

Sian R. Schilhab
General Counsel

cc: District Attorney
Dallas County
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